(2) (5) 16152

IN THE HIGH COURT OF JUDICATURE OF CHHATTISGARH AT BILASPUR

Single Bench

M.A. NO. 1139 OF 2005

APPELLANT
CLAIMENT

Mahboob Sharif,Aged about 36 yrs. S/o Rahman Sharif,Occupation – Salseman,R/o - Manikchouri, P.S. – Abhanpur,Tahsil & District – Raipur C.G.

VERSUS

RESPONDENTS
NON-APPLICANTS

1. Ramswarup Sharma S/o Late R.N. Sharma, Occupation – Owner of Maruti Van, R/o Village – Kukera, P.O. Manohara P.S. – Dharsinwa Tahsil & District – Raipur(C.G.)
2. The Oriental Insurance Co. Ltd. Through – Divisional Manager, Division No.1, Kachahari Chowk, Jail Road Raipur (C.G.)

P.R. No. 2405/05
Presented by Shri G. Verma
dated 12.9.05

Miscellaneous Appeal under section 173 Motor Vehicle Act 1988.

(14)

HIGH COURT OF CHHATTISGARH : BILASPUR
(LOK ADALAT)

MISCELLANEOUS APPEAL NO. 1139 of 2005

Appellant : Mahboob Sharif

Versus

Respondents: Ramswaroop Sharma & Another

(Arising out of Claim Case No. 10 of 2005

27.02.2007

Shri SC Verma, counsel for the appellant.

None for respondent No.1.

Shri J.M. Gairola, Divisional Manager, Oriental Insurance Company Limited with Shri Sudhir Agrawal, counsel for respondent No.2.

In terms of compromise, award is passed as below:-

1) In addition to compensation already awarded by the Tribunal, respondent No.2 shall pay Rs.35,000/- (Rupees thirty-five thousand only) to the appellant.
2) For disbursement and deposit in FDR, the Tribunal may pass appropriate orders.
3) The amount, if any, kept in deposit with Bank shall be payable under the orders of Tribunal in accordance with law.
4) Appellant shall be entitled to receive interest on the amount so deposited, if any.
5) In view of the above, appeal against respondents No.1 & 2 stands dismissed.
6) Out of the above amount, Rs. 350/- (Rupees three hundred fifty only) shall be paid to counsel for the appellant directly by the Insurance Company towards counsel fee.
7) If the amount awarded is not deposited within a period of one month, the Insurance Company shall be liable to pay interest at the rate of 9% per annum thereafter.
8) Copy of the award shall be given to the parties free of cost.

Sd/-

Justice Vijay Kumar Shrivastava
High Court of Chhattisgarh
Bilaspur

Sd/- 27.2.07

Member – Lok Adalat
High Court of Chhattisgarh
Bilaspur

padma